"Permanent Record" :: Not to be destroyed

G. R. S. IX-5]

Previous references.

G. No. 171-14(7).
G. M. 333-14(1-15, 18-22) 1919.
vide G.M. 150-19. Office Note(s). G. M.)

Later references.

File No. 150-19.

Serial Nos.

preserve
22/5/19

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for Feby 1922.

SUBJECT.

Resumption of the Tennis Courts and Buildings in the possession of the Bangalore Gymkhana Club in the Cubbon Park.

To the Supdt. Govt Gardens. The Comptr to Govt. Sir Leslie Miller & the Secy Gymkhana Club
No. M. 2895-8. Dt. 5/11/1922.

Sl 24) Sanctions the payment of Rs 4600/- as compensation to the Gymkhana club in full discharge of all the claims on acct of the Tennis Courts & buildings —

To the Comptr to Govt.
" Supdt Govt Gardens.
No. M. 3790-91. Dt. 25. 2. 22.

Sl 38) Sanctions an additional grant of Rs 4600/- to the Gardens Dept to meet the charge in question —

L. 16.2.22.

WD 1868—GPB—16,826—23-7-21

G. R. S. III—1]

1919-20

GENERAL AND REVENUE SECRETARIAT.

(814)

NOTES.

File No. 150-1

FILE HEADING.

Tennis courts in the Cubbon Park.

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First Sheet.

4316 150-25 (1)

G.R.S. III—3]

Subject:— Gymkhana Club.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D 4318

D. O. Letter No. 371 of 23/30 th Aug. 1919 from the Asst. Supdt: Govt. Gardens.

Forwards a copy of letter addressed to the Secretary, Gymkhana Club and his reply & states that the Secretary expects some Compensation in the shape of rent for the building.

The previous reference referred to in the D. O. has been submitted to the Dewan on 2.9.19 ~~third Member on 30/8/19~~

Submitted in Continuation.

MR. 2/9. by The captain is riding the high horse in the letter to the Asstt Supdt.

The Gymkhana club have been shown all the concession that can be shown at all and it seems desirable to deprive them of the premises as early as possible

Gvo 3/9

(Chief Secy)

Please see instns on the main file & expedite

Dewan 4/9

N.B.— Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

P (vide note of 4th Inst. ~~Secretary~~) Asst. (~~Secretary~~) (~~Chief~~) vide next page

150-19 (2) D3720

G.R.S. III—3]

Re Tennis Courts in the Cubbon Park

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

PWD

1) Chief Secretary's order on the D.O. from Mr Javeraya.
"Asst: Secy M.D.
Please put up with the file re the Tennis Court & put up a D.O. to Residency"
2) A draft D.O. is submd.

[signature] 2/9/19 Chf Secy) -

DEWAN'S OFFICE.
Recd. on SEP 2 1919
Reg. No. 1513

558
1/9/19

3) For approval 3rd member Dewan

28/8/19

4) [signature] 2/9.

30/8

5) Why I know much about anything till enquiry with Clerk-in-charge & his Clerk-in-charge, then the matter is taken under consideration.

3.9.19

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

7) Information not available - Bo[illegible] ask [illegible] at Bangalore

Dy Secretary please look into papers & note if necessary

Curator in charge

Gen. 150-69

(3)

G.R.S. III—3]

ROUTINE NOTES.

751

[To be used only for notes, requisitions, etc., not intended for permanent record.]

8) There is no reference in the file to the authority under which the room was taken charge of by Crown Officers. I therefore sent word to the Curator of the Museum who came with some papers relating to this subject and explained the situation.

9 One of the rooms had been in our use with the consent of the Gymkhana Club some three years ago and it was afterwards again made over to them as it was wanted in connection with some tournament. Some months ago when some space was badly wanted for putting some Museum things into and none was readily available the Asst Superintendent of the Gardens & Museum seems to have told the Curator to make use of one of the rooms of the Tennis Courts. The consent of the Club was not taken, but apparently the place was made no use of and no inconvenience to the club was apprehended.

10 The actual occupation on this occasion was therefore "unauthorised" but the injury to the Club is very technical. On the other hand the whole

N.B.—Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Fidelity Bonds as ordered.
[illegible]
7/9/19.

DEWAN'S OFFICE.
Recd. on SEP 15 1919
Reg. No. 1875

Paragraph 5 Supra.

place is very untidy on account these unused cents and rents and the sooner a decision arrived at about the club grounds the better it will be.

11) Draft with slight additions approved and submitted file in person for any further approval [illegible] 87/9 10

(Chettiar)—

12) Resubd to Dewan with reference to his note dt 3/9/19.

CSK 5/9/19 MW 15/9

13) I am surprised at the [illegible] Controller's action in taking further possession of the room which was originally in charge of the Government Club authorities. He has given those people a chance to act as they have done. I fear that this incident has seriously weakened our case. The Asst. Supdt. under whose orders the Controller & said 6 Lance Cpls. should have known better. He should be further [illegible]

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

ISSUE & SUBSIS.

14) Issued CSK 16/9/19

150-19

4318

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

To the ~~JA~~ Resident.
PR 331 dt 17/9/1919.
Reminds him of the previous correspondence on the control over the tennis courts in the Cubbon Park and the Stadium and requests with certain observations when a reply may be expected in the matter.

15) The letter to the Residency has issued.

16) A draft DO to the Asst Supdt, Govt Museum, is filed (Refee Dewan's order of 16/9/19, para 4 of the note).

26/9/19 17) Draft as revised may be approved and issued as the Dewan's remarks communicated after a reply is received & suggestion proposed

Order) 18) Issue

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III

Routine Notes.

To be used only for notes, requisitions, etc., not intended for

Subs for information.
(Refer Dewan's orders, 16/9/19
Page 4 Subsn of Rescinds).
24/10/19

(1)

G. R. S. III-2]

General and Revenue Secretariat.

G. Q. File No. 150 of 1919.-20

1317 9576

Serial No.

20) A draft do letter to the Asst Supt of Govt Gardens sent up for approval with ref. to D Lewis's orders in paragraph 13 above. Apparently the Asst Supt thought that there could be no objection to using rooms that were lying open and unoccupied in bad condition instead of their occupation.

Sec
1/12

Ch Secretary)

21) Issue

csy
1/12

Issued
11/12

To The Assistant Superintendent Govt. Gardens.

G. 13368 of 12. 12. 1919.

Points out that the procedure adopted in taking possession of the rooms without the consent of the Gymkhana authorities without the orders of Govt. was irregular that this course should have been avoided

O.T.O

NOTE—Contn. sheet.

File re Tennis Court (4

150-G The Cab...

(G.R.S. III—3)

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

22) Kind attention is invited to refces: marked Y and T. May a reminder issue to the Residency ?

Fraser

JR ... 31/7/20. Uy

23) A suitable draft may be put up

2cg ... 4/8/20.

24 Submitted with a draft D.O. reminder

JR ... 6/8/20 Uy

25) For approval

Chiefsecy)

2cg ... 7/8/20.

26) Issue

CBJ

Uy

Issued post 930 5/11...

27) No reply has been received as yet. May another reminder issue ?

JR ... 29/3/20 Uy

28) We may wait some time more.

2cg ... 29/3/20

JNR

29) Submitted with a reminder for orders. approval

JR ... 5/5/20 Uy Chiefsecy)

2cg ... 5/5/20.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Show 30) Ref. to D.O. (Concerning) This Remdr is unnecessary.

Yes 5/5/20 JNR 5/5/20.

G. R. S. III-2)

General and Revenue Secretariat.

1595 G.S.C.

fm. File No. 150 of 1919.

Serial No.

From

The F. A. to the Hon'ble the Resident

D.O. no 3979 d 4-5-1920.

Forwards for information with reference to this office D.O. reminder no Pol 930 d 17-2-1920, a copy of letter no 3978 d 4-5-1920 to the Honorary Secretary of the Gymkhana Club, stating that the questions involved re the tennis courts at Cubbon Park are a matter for settlement between the Club authorities and the Mysore Durbar and suggesting a conference between the Club authorities and the Legal Secretary to Mysore Govt or any official or officials deputed by the Durbar for the early settlement of the question.

2) Submitted for orders.

4/5/20 Chief Secy) 6/5/20

33) Submitted for perusal.

34) If approved I shall arrange to meet Capt Urquhart at 2 pm as conveniently possible & see what can be done in the matter

Dewan) 6/5

15 Yes, but I must wait until I see Capt Urquhart myself & can judge in the matter. He does not do so until a reasonable time, & this day may be limited to 6 hours

15.5.20

Wait-till Augt-next

7/5

DEWAN'S OFFICE.
Recd. on MAY 11 1920
Reg. No. 7578

Gen B 1915

NOTE—Contn. sheet

(10

18950.

G. R. S. III-2j

General and Revenue Secretariat. | J.M File No. 159 of 1919-20

Serial No.	
37)	Submitted with reference to paragraph 36 above with a draft proposal & other orders.
	14.8.20 Chief Secy) DCS 14/8/20.
38)	I don't think Capt Meyhart is Secy now. Please find out officially who is the Secy.
	22/8/20
39)	The present Secretary of the Gymkhana Club is ascertained to be Major Rendall Brenton Road: Address changed in the offi-
	2.9.20 Chief Secy) DCS 4/9/20.
40)	Issue
	4/9
8	To The Secretary, Bangalore Gymkhana club C. 5417 of 7.9.20.
	Inviting reference to Haskin's letter enquires whenit will be Convenient ~~to~~ for the representative of the ~~Gym~~ club to meet the Chief Secretary

NOTE—Contn. sheet.

G. R. S. III-2;

4070

General and Revenue Secretariat.

Gym. File No. 150 of 1919-20

Serial No.	
9	From The Secretary, Gymkhana club. dated 18.9.20. states that the club has nominated two members to meet representatives of the Durbar & requests to know the time & place of meeting.
	41) Submd. for orders. 20.9.20 Chief Secy. 21/9/20.
	42) Draft letter to the Hon Secy. submd.
	43) Issued.
	44) Copy
10	To Major Rendall, S.O. No. S. 7633 dated 6.10.1920 states that Saturday the 13th November 1920 at 9 A.M. will be convenient for meeting the Representatives of the Club near the Gymkhana Tennis Courts (Subba park)
11	To G.H. Krumbiegel Esq. S.O. No. 7634 dated 6.10.1920. States that a meeting of the representatives of the Durbar & the Gymkhana Club is arranged to be held on the 13th Nov. & requests his presence on that occasion

Sitapur civilians D.O. to Hon Secy. S.C. & Wire Knowles also invited

CHIEF SECRETARIAT IV MINOR Depts 8 OCT 1920

NOTE—Contn: sheet.

5122

(12

(12

G. R. S. III-2]

General and Revenue Secretariat.

G.M File No. 150 of 1919-20

Serial No.

From

The Supt Govt gardens.

D.O. letter no 768 dt 15-10-20

States with reference to sl: 11 that he will attend the meeting of the representatives of the Durbar and the Gymkhana club on Saturday the 13th November at 9 A.M.

46) Submitted for perusal

19.10.20 (Chapgrey) 20/10/20.

46) Seen.

47) Kindly letter move the file on the 9th accordingly now.

48) Subs: with refce: to para (47)

8/11 (Chapgrey) 8/11/20.

49) Meeting postponed to Monday 22nd at 5-15 P.M.

50) Please make + submit.

51) Submitted:

22/11 (Chapgrey) 22/11/20

(52) Kindly inform how many members are there in the 22nd inst. may I know whether any request for postponement has been received or not.

18.12.20

5122

(13

G. R. S. III-21

General and Revenue Secretariat. | G. M. File No. 150 of 1915.

Serial No.

(53) Two engagements were fixed for discussing the matter with the two representatives nominated by the Gymkhana Club one on the 13th and the other on the 15th December 1920, but one of the representatives of the Club could not attend on both these days.

(54) I shall write to the Gymkhana again ~~other representative~~ and fix a day at a very early date for discussing the subject.

Dewan

27/12

DEWAN'S OFFICE.
Recd. on DEC 29 1920
Reg. No. 4429

28-12-20.

(55) Draft please

29/12/20.

(56) Submitted with a draft.

31/12/20

(57) Issue

31/12/20

To The Honorary Secretary Gymkhana Club

G. 12717/07 5-1-1921.

Requests him to fix another date for discussing the subject.

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat.

fm File No. 150 of 1919-20

Serial No.

68) I met Mr. Plumer this afternoon and discussed with him the question about the Gymkhana tennis cou in the Cubbon Park. He said that the matter would decided at an annual meeting of the Gymkhana which to come off on the 28th February. He was however opinion, that the Gymkhana had no claim for any com. pensation for the site or for the making of the courts and he agreed that now that the Gymkhana is not - - making use of the courts, they should hand them ov to the Durbar as required by them. He thought that the Durbar might take over the buildings and other material on the site at a fair valuation, paying th price to the Gymkhana. He also said that two of th courts had been leased to the Departmental Club and that he would inform us of the conditions of the - - lease. I understand that the Departmental Club is connected with the Military Offices of the Brigadier General and it would perhaps be gracious on the part of the Durbar to continue the use of these two court by that Club so long as their period of lease lasts. If any payment is due under the lease hereafter, suc payment should be made to the Durbar.

69) As regards buildings and structures, Mr. Krumbiegel may be addressed in regard to what he considers would be useful to the Government and what would be a fair value for them and what might be paid for other materials which we might make use of. When talked over this with Mr. Krumbiegel the other day he was also of opinion that some of the buildings

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat.

File No. 150 of 1919-20

Serial No.

might be taken over at a valuation and some material such as, stone posts and stone slabs, could be made use of. I am addressing Mr. Krumbiegel in this matter separately.

In general.

Dewan)

24/1/21

(bo) 4.2.21

To

11(a) Do. No. G. 1424S/Gen dated 21.1.1921.
To The Superintendent Govt Gardens (Mr Krumbiegel)
Calling for certain information in the matter of taking over several buildings Etc belonging to Gymkhana Club.

A draft Do. Reminder is submitted for approval as no reply is received yet to the above Do. and the annual meeting of the Gymkhana Committee is on the 28th instt (Vide paragraph 8 Supra).

Issue

14/2/21.

Issued G. 1598 dt. 15-2-21

11(b) From the Superintendent Govt Gardens
Do: No: 1828 G. 23/2/1921.
Forwarding a plan containing his proposals for improving the lawns round the surroundings & furnishing information regarding the valuation of the materials on the premises.

D

DEWAN'S OFFICE.
Recd. on JAN 22 1921
Reg. No. 4890

We moved 4/2/21

NOTE—Contn. sheet.

R. S. III-21

General and Revenue Secretariat.

File No. 150 of 1919-20

9866 8854

(22) 17

(Cradle DO Corr.ce kept below).

Serial No.

(73) The matter was ordered to await the final reply from the Secy of the Club.
A draft-letter as it is over a month & no reply is received.

(74) Issue
dcs
6/5/21

Issued C. 2.1033 of 9.5.1921

(72) Another reminder is sent.

17/6 (76) Issue
dcs
18/6/21

Issued C. 2479(5) of 21.6.21.

(72) 74.
Another reminder is sent.

26/7 (75) Issue
dcs
26/7/21

Issued M. 470 of 29/7/21

(76) This matter cannot be allowed to drag on indefinitely - Some emy action is necessary. It is necessary to improve the appearance of this park as the route of many visitors to the Station is on this road.

Please put up a brief note of the case, explaining the present situation & the action to be taken

9/8/21

(79) A brief note is sent.

11/8.

NOTE—Contn. sheet.

Rev 150-19 (98)

GYMKHANA TENNIS COURTS, ETC&, IN THE CUBBON PARK.

(98) In order to improve that portion of the Cubbon Park where the tennis courts and buildings in the possession of the Gymkhana Club are located, the question of the resumption of the grounds by Government was taken up in March 1915 as the Courts were not then being used by the Club. The Secretary of the Club was asked to state whether there was any objection to the proposed resumption (letter of 27th March 1915).

Rev 333-14-1.

(99) 2. Then in October 1915, the First Assistant to the Hon'ble the Resident wrote to Government on behalf of the Gymkhana Committee and asked whether there was any documentary evidence regarding the lease of the land to the Club. It was incidentally suggested therein that the Gymkhana might be allowed to use the courts as before with some improvements effected to the grounds. The available information regarding the circumstances in which the courts were allowed to be used by the Gymkhana Club was forwarded to the Residency in December 1915 and opportunity was taken to propose certain general conditions under which the lease may be continued.

Sl no 12 (do)

Sl no 13. do.

(00) 3. Thereupon in January 1916, the Gymkhana Club forwarded to Government their proposals through the Residency to keep 6 courts & the buildings for a fixed period of years on certain terms & conditions.

To correct Sl no 15 do

(01) 4. After some correspondence in the matter the Residency were informed in D.O. of 5-12-1918 of the history relating to these courts in a more detailed manner and of the terms on which the lease was to continue if the Courts were to be used by the Club.

(02) 5. But on 5-5-1920 the First Assistant Resident forwarded a copy of the Resident's letter to the

Secretary

Fin 150-19.

- 2 -

Secretary of the Club in which it was stated that the Resident was of opinion that the subject was one which was to be settled between the Club Authorities and the Mysore Government, with a suggestion that the settlement of the question might be facilitated by a conference between the representatives of the Club and the Chief Secretary to Government or other officers appointed for this purpose.

3. This suggestion was taken up and the two representatives of Government, viz. the Chief Secretary and the Superintendent, Government Gardens, arranged to meet the representatives of the Club, one of the being Mr.Plumer, Judge of the Chief Court; but on 22-1-1921 Mr.Balasundaram Iyer met Mr.Plumer, when the latter stated that the entire question would be settled at the annual general meeting of the Club to be held in February 1921, and incidentally mentioned as his opinion that as the Club did not want the use of the courts in question, they should hand over the same to the Mysore Government and that the Government might take over the buildings and other materials on site for a fair valuation.

4. On this point of valuation of the materials and property on site, the Superintendent, Government Gardens, was written to on 21-1-1921 and in the reply it is stated that Rs.2000 would be a fair offer. Communications have since been issued to the Secretary, Gymkhana Club to say whether as stated by Mr.Plumer any decision was arrived at by the Club at their general meeting. The last reminder was on 27-7-1921 and no reply ~~is~~ has yet been received.

As the visit of H. ...the Prince of Wales is fast approaching and as the route will be by the

side of the Tennis Courts in the Cubbon Park, it has to be kept tidy for the occasion. The Residency may be requested to ask the Gymkhana Authorities to -- arrive at definite conclusion very soon to enable the Durbar to take immediate steps to improve the locality. For orders.

M- Sec 11/8/21.
11/8: Chigsecy)

(87) ~~2 Hon~~ ~~Hon~~ Mr Mathews
drags on for years - If the
Gymkhana Club cannot make
up its mind to accept the
suggestion made in our letter
of 5th Dec 1918, this would be an
alternative but to resume
the lands.

Dewan)
87 (~~100~~)

DEWAN'S OFFICE
Recd. on AUG 13 1921
Reg. No. 1003

Y.

15/8
My

I see no objection
to this.

15.8.21

(~~88~~) Pursuant to order 15/8 My

Put up.

D.
Letter was received on 15/8. The case is [illegible] Secretary. Wide letter to Secy)

15. From the Secy: Gymkhana Club. Dd. 8/15/8/1921. Informs that their Committee will meet on 18/8/21 and requests to be informed if it is the intention of the Durbar to compensate the Club for permanent structures etc that their estimate for the same Rs 11418.

603

(29) 21

G. R. S. III-2)

General and Revenue Secretariat.

Gen File No. 150 of 1919-20

Serial No.

(96) Draft-reply is subs. as directed on the letter of the Secy of the Club received today.

Jh-
16/8/21 (103) Please put up a clean copy as revised at once.

dcs
16/8/21.

(97) Typed draft submitted for approval.

16/8/21 Chief Secy) dcs 16/8/21.

(95) draft revised has been appd by Dewan this morning. Issue at once.

17/8/21

13. To the Secretary, Gymkhana Club.
No. M 765/Gen 150-19-13 dt the 17/8/1921
Informs him that it is the desire of the Durbar to resume possn of the tennis courts, allowing the Gymkhana to remove such of the materials as can be removed or as an alternative to take over the structures at a fair valuation viz Rs 21 as per copy of the details forwarded and regrs a reply by the end of the week.

14. From the Secy: Gymkhana Club. Delhi dt 18/8/1921. States that the Gymkhana are desirous of meeting the views expressed above and are willing to accept as compensation Rs 5000/-.

(94) Submit for orders.

Jh-
19/8. Chief Secy) dcs 19/8/21

NOTE—Contn. sheet.

(25

663

G. R. S. III-2

General and Revenue Secretariat.

File No. 150 of 1919.

Serial No.

93 Imperial rubies - the claim put in (which is said to be a compromise) is exorbitant - I think a ref may be sent that the jut cannot agree to pay more than Rs 2187, which is the estimated value of the materials which are use & put and that the Government is to refer the matter to arbitration

Ker
2/8

DEWAN'S OFFICE.
Recd. on AUG 22 1921
Reg. No. 1218

Dewan 94 Can't we offer more, say, Rs 3000/- is the utmost limit we are prepared to accept & be done with it - If any dispute arises, the case is clear enough, say - arbitration, but this may mean delay & uncertainty.

Lucy
23.8.21

95 Put up draft ltr
2/8
by

96. Draft subt for approval
2/8 by
(Chief Secy) 25/8/21

97) Issued
2/8
by

NOTE—Contn. sheet.

G. R. S. III-2j

General and Revenue Secretariat.

G.R. File No. 150 of 1919.

Serial No.	
15	To the Hony Secretary, Bangalore Gymkhana Club M 909 of dd 9.8.1921. States that the Govt are willing to offer Rs 3000 to the Gymkhana Club and trusts that the committee will accept this offer as a reasonable one
Enc A	
16	From the Honorary Secretary, Bangalore Gymkhana Letter dated 9th Sept 1921. States that the whole question was discussed at the meeting & the decision of the Committee was to accept Rs 5000 or to abide by the award of an arbitration to be mutually agreed upon, pending decision of which the Tennis Courts would be handed over to Govt for effecting improvements and suggests that Sir Leslie Miller be asked to adjudicate.
	Submitted with reference to para 108 (supra) SR 12/9 12/9/21 Chief Secy 12/9.
	The proposal is for orders. The difference between their demand and our offer is Rs 2000/-. Whether an arbitration with Sir Leslie Miller

NOTE—Contn. sheet.

Serial No.

DEWAN'S OFFICE
Recd. on SEP 14 1921
Reg. No. 1723

to adjudicate, is necessary, is for consideration.

Dewan).

13.9.21.

104. Please write enquiries & letters between & ascertain if he is willing to arbitrate.

15-9-21

105

17-9-21.

116. Draft subs. for approval.

19.9.21.

17/9. Gen: Secy)

20-9-21

17. To Sir Leslie Miller

No. 1318-57 20.9.21

Enquires whether he is willing to arbitrate in the case.

18 From Sir Leslie Miller

D.O. letter dated 22nd September 1921 states that he is willing to act as arbitrator in the matter and that he is not a member of the Gymkhana Club.

(103) Submitted with reference to paras 114 (supra)

22/9

The Commencement of the Dasara is on the 2nd Oct.

NOTE—Contn. sheet

G. R. S. III-2]

General and Revenue Secretariat.

File No. 150 of 1919.

Serial No.

There can be no difficulty on this account. HM

Suggested by Sir Leslie Miller

The interval between the 3rd & 9th Oct may not be suitable to Govt: as the Secretaries will probably be in Mysore at the time. The date for arbitration may therefore have to fixed on some day after the Dasara. Meanwhile the Tennis Courts and buildings may perhaps be taken charge of by the Supdt. Govt: Gardens for effecting the necessary improvements for the ensuing Royal visit. The Secretary of the Gymkhana Club is agreeable to hand over the Courts, if Govt: is willing to abide by the decision of the Arbitrator. Gen: Sec:)

CB
23.9.21.

109 The suggestion to deal with the Case between the 3rd & 9th Oct. may be accepted. It will be enough if the entire file of papers is forwarded to Sir Leslie Miller. There are notes & precis in the file explaining the whole case, and also the point of view of Govt.

Necessary drafts may be put up so that the arbitration may take place and the arbitrator's finding reported to Govt. early.

HM
23.9.21.
CB

NOTE—Contn. sheet

Mr. Neal

G. R S. III-2]

General and Revenue Secretariat.

File No. 150 of 1919.

Serial No.

106. Draft submitted for approval.

107. In the draft reference is made to the 28/9. taking possession of the Courts immediately by the Supt. Govt. Gardens, subject to approval.

Gen: Sec:) CSR 23.9.21.

108. Drafts may be appd.

Dewan). 25.9.21.

CSR 26.9

109 CSR 27-9-21

110 Issue advance.

28.9.21.

22. DO from Sir Leslie Miller. 9/9/10/21. CSR
Forwards for his decision in this matter and the file relating to the question.

111 D.O. Letter, dated 19.10.21 from Sir Leslie Miller, and the award passed by him, are placed below.

112 A draft order may now be put up accepting the award and sanctioning the payment of the amount. The source for meeting the cost has to be examined and decided. 21.10.21

CSR

(24) To the Secy Corporation Club. Ref 1583 & 20/9. Informs that Govt have accepted Club's suggestion to appoint a Miller to arbitrate in the matter.

(100) 1584. 9 20/9. To the Police Master. Forwards this entire file Chambers here for accepting Arbitrator.

(25) To the Supdt Govt Gardens. Ref. 1585. 9 20/9. Requests him to meet the Secy of the Club and take proper steps for the purpose by Supdt Govt.

NOTE—Contn. sheet

GOVERNMENT OFFICE. RECEIVED 26 SEP 1921 Regd. No. 2009

Please keep typed draft in file. CSR

(26)

G. R. S. III-2]

General and Revenue Secretariat.

File No. 150 of 1921.

Serial No.	
23	From the Superintendent Govt. Gardens. No. 9339 dated 26/10/1921. Informs that the Tennis courts etc were taken over charge from the Secretary of the Gymkhana club on the 24th ultimo and that his estimate of the present structures etc, viz Rs 38000 Rs 4000, has been communicated to Mr Leslie Miller in this connection. 113 Draft submitted as ordered in para 112 of these notes. 114 It is not possible to provide funds from the Gardens Dept for meeting the expenditure, as the budget of the Dept was cut down to almost the minimum. There is no amount available as surplus in the current year's budget. It is therefore a point for consideration whether this cost may not be met from the provision for the visit of H.R.H. the Prince of Wales. Some improvements to the locality are to be made in connection with this visit. Submitted for orders.

Council to decide as to this point. I think this may be agreed to. [illegible] 28/10/21

27/10. 115. The source from which the cost has to be met has to be specified in para 2 of the draft. Gen: Sec:) C.B.R. 28.10.21.

CB 1567

116. For favour of opinion. C.B.R. 28.10.21.

Under Secretary Confidential branch with compliments. Chairman

117. P.P. Meeting agrees the estimate. 28/10 C.B.R. 29.10

NOTE—Contn. sheet.

C/S 1567

(28

G. R. S. III-2.

General and Revenue Secretariat.

File No. 150 of 1919-20

Serial No.

118) The total grant sanctioned for the Prince of Wales' visit is Rs 3,50,000/- The estimates already sanctioned amount to Rs 2,95,485/- and estimates yet to be sanctioned are expected to amount to Rs 65,000/-. There is thus already an excess over the sanctioned grant. This sum of Rs 4,600 cannot therefore be met from this special grant

8/4/21

Secretary

119) Please examine from what other source this cost may be met, in consultation with H Branch, if necessary, and put up -

9.11.21

120) The settlement of the question has been pending for a long time and now that the award of the arbitrators is given no further course is possible except to sanction payment of compensation. As such this appears to be an inevitable charge and cannot perhaps be postponed for a long time, especially as the award has been communicated by Sir Leslie Miller to the Secy of the Gymkhana Club and the tennis courts & buildings have been handed over to the Gardens Dept.

NOTE—Contn. sheet.

(29)

G. R. S. III-2.

General and Revenue Secretariat.

File No. 150 of 1921.

Serial No.

121) May the amount be met from the savings to be effected by retrenchments during the current year? This procedure was accepted by the Financial Dept in the case of additional expenditure for the Census Dept. A small ~~additional~~ additional charge may be met from this source.

122) May the Finance Dept be consulted?

10/11

122) To the Finl: Secty for favour of opinion.

10.11.21.

Subd.

12/11 (123) There is no means of meeting this charge. If it has to be paid it will add to the deficit or, in other words we shall be using cap funds like loan money for an item of revenue charge. I think orders involving addition to deficit require the sanction of His Highness.

17.11.21

Genl Secty)

(124) Subd.

19/11/21. (125) Gen: Dn:)

Refer Para 119. For orders.

22.11.21.

No. 2nd Member & Dewan)

22.11.21

Margin notes:

+ File ... in another

+ SV please put up

Subd.

Recd 12/11

Specific + ascertained savings to be pointed out in the current ... can be ... Reference invited ...

FINANCIAL SECRETARIAT 979-21

CHIEF SECRETARIAT III
19 NOV 1921
MILITARY AND MISCELLANEOUS

NOTE—Contn. sheet.

(30

G. R. S. III-2]

General and Revenue Secretariat.

File No. 150 of 1921

Serial No.

2978-143
23.11.21

DEWAN'S OFFICE.
Recd. on NOV 30 1921
Reg. No. 3059

(127) Sir. I have seen this file for the first time now. The award is fair and the G. O. put up suitable. in my opinion

Pillai
25.11.21

Dy 9/11/21 ABS

(128) Please have the next number. No objection to this sanction, but at the same time we have the retrenchment enactment.

Pillai
6-12-21

(129) Forwarded with Compliments to the Financial Secretary for favour of indicating a Source

Sivaswamy
ABS 7.12.21.

1192-21
7/12

To see

1655
7/12

(130) Please see my note of 17.11.21 The expenditure has to be met from loan money

8.12.21

DOS 7/12/21

9/12/21

NOTE—Contn. sheet.

1121 Gen. Dept.

DOS 8/12/21

Secret
9/12
Fly Gen. Sec.)

132

Transport ABS 9.12.21.

S.R.O. Cadre for Sanction

DOS 13/12/21 ABS 13.12.21

(31

G. R. S. III-21

General and Revenue Secretariat.

fm File No. 150 of 1919.

Serial No.

133 D.S.N is ordered.

CSR 14.12.21.

Gen: Sec:)

134 The D.S.N. is too long and cut up with corrections. I shall be glad if the Asst Secy will make it much briefer and submit early

15/12

135 A brief submission note is put up.

CSR 15.12.21.

Gen: Sec:) (With a draft order).

DEMANS OFFICE. Regd. on DEC 16 1921 No. 3387

136. [Office. The Source from which the Secretariat have received must be stated in the order. If necessary a separate Endt or letter may issue]

Demans)

16/12 CSR

NOTE—Contn. sheet.

Gen 150-19.

(32)

Submitted to His Highness.

137 The question of the resumption of the Tennis Courts and buildings in the possession of the Bangalore Gymkhana Club in the Cubbon Park was taken up for consideration in March 1915 in connection with the improvement of the Park. After correspondence with the Residency regarding the circumstances in which these Courts were originally allowed to be used by the Club, the Hon'ble the Resident suggested that the subject might be settled between the Club authorities and the Government, by a Conference between the representatives on both sides. This suggestion was adopted. As the Club had no clear proof of title to the land or the Court surfaces and were willing to give up the Courts and buildings to Government for a reasonable compensation, a sum of Rs.3,000 was offered to them for the structures and materials on the Courts. In response to this offer, the Club authorities stated that they would agree to accept Rs.5,000 as the lowest sum or abide by the award of an Arbitrator. By mutual consent the question was referred to Sir Leslie C.Miller for arbitration, and he awarded a sum of Rs.4,600 in all to be paid by Government to the Club.

2. In view of the fact that the route of His Royal Highness the Prince of Wales from the Railway Station during his ensuing visit to Bangalore is by the side of these Courts, it became necessary to effect a speedy settlement of the question and take charge of these grounds for being tidied up. The Courts and the buildings have accordingly been handed over by the Club and taken possession of by the Superintendent, Government Gardens, to effect the necessary improvements. The sum of Rs. 4,600 awarded by the Arbitrator has therefore to be paid to the Club without delay. There are however no funds out of the budget allotments to meet this charge. The Financial Secretary who was consulted in the matter, states that the expenditure has to be met from the loan money.

3. As

150-15

(33)

BG 3. As this is an inevitable charge, gracious sanction of His Highness is solicited to meet the same from the source suggested by the Financial Secretary. A draft order is submitted for approval.

Draft for approval

Lachmandas

22nd Dec. 1921

Fin. 150 - 19

(34)

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

140 Resumption of the Tennis Courts and buildings in the possession of the Bangalore Gymkhana Club in the Cubbon Park.

Order.

C. No-31

141 ~~KRM~~

24/12/21

~~142~~ Ch. J

Secy.

27.12.21

140. As. for attention

35-5-4-8

3.1.22 Secy.

Secy

4.1.22

G. R. S. III-2)

General and Revenue Secretariat.

File No. 150 of 1922.

Serial No.

144. A draft of a letter is also put up as ordered by the General Secretary to Govt. in paragraph 136 supra (margin of Page 31 of the notes) for approval and issue of both the G.O. and the letter

4/1/22

145 Both the drafts may be passed for issue.

Gen. Sec.)

5.1.22

146 Issue drafts as May

4/1/22

(47) H. H. has approved the proposal

F/D has agreed — Page 30

2 Drafts of Govt. communicating the orders Submitted

148 Done

6/1/22

H Secy. to Govt. before issue

Done 6/1/22

1642 7/1

149 Six Copies of the order in the form of Proofs may be sent to complete the Records

Comm. Receipts from H Branch.

Communicated to Comptroller

No. H 3456 dt 10/1/22

150. Issue Govt. orders above — 9.1.22

The other Communications need not be [illegible] as they are already issued

11/1/22

H 1353-21

H 1354-21

NOTE—Contn. sheet

(36)

G. R. S. III-2

General and Revenue Secretariat.

File No. 150 of 1919.

Serial No.

25

To the Supdt Govt Gardens, Comptroller Hqrs
Lt: Miller, & the Secy Gymkhana Club.
No: M 2895-8 dt the 5/1/1922.

Sanctions the payment of Rs 4600/- as compensation to the Club and in full discharge of all the claims on account of the tennis courts & buildings in question.

PAID

152. A reminder was received on 5/1/1922 from the Secy of the Club & in reply thereto, a draft of a letter requesting the Secy of the club to forward a formal receipt in duplicate to Govt is submd for approval.

154 Issued

11/1/1922 153. Kind reference is invited to the General Secretary's note at para 136 in the margin of page 31 of these office notes. A separate letter pointing out the course was accordingly put up for issue to Comptroller thro the Fin: Secy along with the ltr. The Fin: Secretary has noted at para 149 above that the letter need not go from the Fin: Branch. Orders are solicited as to whether the issue of the letter direct from the administration branch may be dropped

CBB 11.1.22

Gen: Sec: 154 No letter necessary.

Upper P. T. O.

NOTE—Contn. sheet.

2357.

(37)

G. R. S. III-2

General and Revenue Secretariat.

File No. 150 of 1922

Serial No.	
	156 Issue the letter to the Secretary of the Club as ordered on the margin of the previous page by the Ld Secy.
	157 The letter to the Comptroller need not issue, CSB 11.1.22
25	To The Secretary, The Bangalore - Gymkhana Club — No. 2954 dy 11.1.1922 — Invites reference to 24 & requests that a formal receipt in duplicate for the amount may be forwarded for being transmitted to the Comptroller for arranging payment.
26	From the Secy of the Club. dy of 14th Jany 22 — Forwards the receipt in duplicate by the Hony: Treasurer of the Club.
	158. Draft-Subd. for approval: CSB 20.1.22 — 20/1/22. by (Secy:)
	159. Issue. (As suggested here — passed this draft). CSB 20.1.22 — Secy. CSB
27	To The Comptroller to Govt. No. 21.89 dy 20.1.22. — Forwards a stamped receipt for the amount from the Hony: Secy: of the Club & requests him to arrange for the early payment

NOTE—Contn. sheet.

CHIEF SECRETARIAT III 12 JAN 1922 MISCELLANEOUS

2516

(35)

G. R. S. III-2

General and Revenue Secretariat.

G. & R. File No. ~~2160~~ 150 of 1919.

Serial No.	
	In. 3120 of 23.1.22 —
	Forwards a copy of M27 to the Secy: to the Gymkhana club —
28	From the Comptroller to Govt. No: 1194-S/ ~~2160~~ B 6700 of 24/1/1922. with reference to S/no 21 regrets the information of the source from which the cost has been met.
29.	From the same Officer. No: 1230/0810 of the Styles Trial ~~2160~~ B 25/1/1922 Pending orders on the above the payment has been authorised.
30	From the same Officer No. 701/B of 25/1/22 Forwards the receipt the payment duly authorised.
	160 A draft G.O. sanctioning the addl grant of Rs 4600/- to the Garden Dept is submr.
	161 A draft of a letter to the Secy, Gymkhana Club returning the audited receipt & also put up. (vide also routine note relating to S/no: 28).
	1/2. by

A

NOTE—Contn. sheet.

2576.

G. R. S. III-2

General and Revenue Secretariat.

File No. 150 of 19 19

Serial No.

ISSUE & RESUBMIT.

162. Issue the draft letter to the Secretary, Gymkhana club & keep a fair draft for the file.

163. Put up a typed copy of the draft G.O. as revised.

C&R 3.2.22

dy. To The Secretary to the Gymkhana Club
31 dr. 3419 dt. 4.2.1922

Forwards the receipt refd: to above duly audited & passed for payment in favour of the Hony: Treasurer & requests that the same may be presented at the State Hqrs for realisation

(164) Resubs. with a typed copy of the draft G.O.

SR 5.0.

4/2 by (165) for approval with reference to paras 153 & 155 above.

C&R 4.2.22.

Gen: Sec:)

FINANCIAL SECRETARIAT 1558 7-FEB 1922

166. To Financial Secy with Compts for concurrence & submission

C&R

167) The additional grant only adds to the deficit of the year and thus adds also to the amount of Revenue expenditure met out of loan funds - The special

NOTE—Contn. sheet.

2516

Serial No.

1358-21 Ec

and inevitable payment for which this additional grant was required has been made and the additional grant may be sanctioned with a view to regularise this payment not covered by Budget provision. But it seems necessary that in the draft order a para may be added requiring the Depts of Govt to reduce the expenditure in his dept as far as possible to ~~met~~ offset this extra expenditure and to send for the info of Govt a statement showing the possible reduction of expenditure that could be effected during the remaining months of the year

mds 7/2/22

1894 7/2. Le Secy)

168. No remarks. The draft may be issued. mds 10.2.22

Fehrs Secy)

169. May the draft be issued now? CB 11.2.22

Gen: Sec:)

Yes

Issue CB 17.2

NOTE—Contn. sheet

2576

G. R. S. III-2]

General and Revenue Secretariat.

File No. 150 of 1919.

Serial No.	
	H 1558-21 & H 1699-21
	F. D. has concurred. For remarks of the F.D. (Mr. Lee Pap C.L.O. Draft & fair communicating Subd Leg 25/2/22 WM
	Secy 27/2
	To Comptr. Mss No H 4201 28/2/22
33	To the comptroller to Govt. thro' H.E. Secy " Supdt Govt gardens M. 379-1 D 25.2.22 Sanctions an additional grant of Rs 4600 to the gardens Supdt. to meet the charge in question -

B.

CHIEF SECRETARIAT III 4 MAR 1922 MILITARY AND MISCELLANEOUS

To be permanently preserved

CHIEF SECRETARIAT III 29 JUN 1922 MILITARY AND MISCELLANEOUS

B

NOTE—Contn. sheet.

Fin. 150. 19-1

3770

No. 98

H. C. JAVARAYA, L.Ag., F.R.H.S.,
ASSISTANT SUPERINTENDENT.

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT GARDENS IN MYSORE,
LAL-BAGH, BANGALORE (INDIA).

DATED 22 AUG 1919

CHIEF SECRETARY
MINOR Cents
22 AUG 1919

Assistant Secretary
Please put up
with the file
re the Tennis
Court Lock
Dy 16 Aug
22/8

My dear Sir,

I beg to report that the locks of the Gymkhana tennis court cloak rooms in which we had kept the Museum things were broken open by the Secretary, Gymkhana, as I reported some time ago. The Secretary has preferred a complaint to the Police that he had secured some things there which are missing. The Curator, Government Museum reports that when he took charge of the rooms they were lying open uncared for and that a few pieces of beams were kept in one of the rooms. The Police are investigating the matter. Meanwhile some of the Museum skins which were being cleaned are locked up inside and we have no means of getting at them. I wrote to the Secretary of the Gymkhana but have had no reply. May I request you to kindly write to him in the matter.

Yours obediently,

H. C. Javaraya

P.T.O

DIARY NO. 4318 MD

No. 371

H. C. JAVARAYA, L.Ag., F.R.H.S.,
ASSISTANT SUPERINTENDENT.

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT GARDENS IN MYSORE,
LAL-BAGH, BANGALORE (INDIA).

DATED 23rd August 1919

My dear Sir,

In continuation of my letter No.298 dated 21st instant and the personal report made this morning, I beg to enclose herewith a copy of the letter I wrote to the Secretary of the Gymkhana Club and his reply received to-day. The Museum Curator says that the Secretary expects some compensation in the shape of rent for the building.

CHIEF SECRETARIAT. IV MINOR Depts. 1 SEP 1919

6331

Yours obediently,

H. C. Javaraya

To

C.S. BALASUNDARAM IYER, Esq., B.A.,
Chief Secretary to the Govt. of His Highness
the Maharaja of Mysore,
BANGALORE.

G.V.

Copy of letter (D.O.No.15 dated 18th August 1919 addressed to The Secretary to the Gymkhana .Bangalore.

" It ~~is~~ has been reported that the locks of the dressing rooms in the Gymkhana grounds (Cubbon park) have been broken open by your men. If you had wished you could have written to me and asked for getting the rooms opened. Your locking up the Museum things has caused much inconvenience and perhaps the skins kept in the rooms may get damaged.

I shall be obliged if you will kindly let me know what you wish to do in the matter."

MEMO.

From	To
The Honorary Secretary, Bangalore Gymkhana Club Bangalore.	Assistant Superintendent, Government Gardens & Museum,

No. G/18 394. 22-8-1919.

Reference yours of 18-8-19 regarding property which you allege is yours locked up in a stone belonging to the Club, I have let the curator know the sort of settlement I am willing to make in the matter.

If you are prepared to meet me in this matter, I would regard your readiness to settle the matter in the only possible legal way as sufficient proof of your bonafides and would not insist on legal proof of ownership as this might involve lengthy and expensive legal proceedings.

Besides the club claim for rent, compensation for inconvenience etc. could thus be settled privately as well.

Sd/ F. Urquhaut, Capt.

The Honorary Secretary,
Bangalore Gymkhana Club.

Fdy Draft.

G. R. S. VI—G/32]

SUBJECT..... Re Control over the tennis Courts in the Cubbon Parks.

Diary No. of letter replied to..... 4318

Section Jm

File No. 150-19

Serial No. 3

ISSUE & RESUEMIT.

GENERAL AND REVENUE SECRETARIAT,

( )

, the 191 .

DO.

No. Pol 331

Date of issue. 17th September 1919

Dear Sir,

Signed by Jm. C. S. B. Dyer

I am desired to invite your reference to my DO. letter no: Pol 532 dt 5/12/1918 and reminder letter no: Pol 1023 dt 12/4/1919 regarding the tennis Courts in the Cubbon Park hitherto used by the Bangalore Gymkhana Club and in continuation to state that the tennis court cloak rooms, which were lying open and uncared for, were used by the Curator of the Govt. Museum to keep certain articles belonging to that institution. It is now brought to the notice of the Durbar that the

over.

17/5/19

Secretary of the Gymkhana Club has again taken charge of these rooms together with the museum things kept therein and that he has preferred a complaint to the Police to the effect that certain articles belonging to the Club are missing. This incident is however being amicably settled.

I am also to point out that the courts have been lying quite neglected for a considerable time past and the whole premises present a very untidy appearance overgrown with weeds, etc,

In view of the improvements proposed to be effected in that portion of the Cubbon Park and the possibilities of unpleasantness between the Gardens Dept and the Club authorities, it is desirable that an early decision should be arrived at in the matter of the control over the tennis courts and the buildings attached thereto.

As the matter has been pending decision for a long time, I am to request information as to when a reply may be expected to my letter referred to above.

Yours faithfully

Chief Secy to Govt.

To The Ft. Resident.

List of enclosure

Copied by

Examined by

WD 86—GPB—60,000—15-11-16

Confl

G. R. S. VI—G/32]

SUBJECT Re Men refused over the possession of the Cloak rooms in the Cubbon Park

Diary No. of letter replied to

Section G.M.
File No. 150/19
Serial No. 4

GENERAL AND REVENUE SECRETARIAT
( )
, the 191 .

DO
No. 98555

Date of issue 8.10.19

Signed by Mr MV Iyengar

To

Dear Sir,

With reference to the correspondence ending with your DO letter no. 3719 dtd 30/8/1919 re the control over the tennis courts in the Cubbon Park and the charge of the cloakrooms attached thereto, I am desired to state that the conduct of the Curator of the Museum in taking forcible possession of the room, without - which was rightly or wrongly

over.

Under whose instructions to enquire why the Curator of the Museum took unauthorised possession of the room in question.

Yours sincerely
CK

Rec
26/9

in the possession of the Club authorities, was not quite justifiable and that when he acted under your orders in the matter you could have used better discretion.

Yours Sincerely

W

20/9/09

W. McAskie Esq
Govt Geologist

W

20/9/09

List of enc

Copied by

Examined by.

D.O. 57

9576

Fn. 1819-5

Mysore Government Museum,

Bangalore, 14th November 1919.

Dear Sir: Venkatesa Iyengar,

With reference to correspondence ending with your D.O. letter No.G.8556 dated 8th October 1919 in the matter of the charge of the Tennis Court Cloak room, I write this to inform you that the room was occupied under the following circumstances.

Some time ago one of the rooms was occupied by the Cubbon Park garden staff for keeping tools etc., and the other by the Museum. After some time they were vacated as they were required by the gymkhana. Even now a portion of the gymkhana grounds is occupied by the garden nursery. The rooms were again lying vacant and as a lot of nuisance used to be committed there, they were occupied.

Yours Sincerely,

H. C. Javaraya.

M. Venkatesa Iyengar Esq.,M.A.,

Assistant Secretary to Govt.,

Bangalore.

G. R. S. 26]

File No. G. M.
Serial No. 1919
6

*Diary No. of letter replied to*_____

No. G 13866

General and Revenue Secretariat
( )
, the 191

To

The Asstt. Supdt. Govt Gardens & Museum

Date of issue 17/12

Signed by Hr Mr. Dy Col

Dear Sir,

With reference to correspondence ending with your do letter no 57 dy 22nd November 1919 regarding the occupation of the cloakrooms on the Gymkhana tennis grounds in the Cubbon Park for the use of the Museum I am desired to point out that the procedure adopted in taking possession of the rooms without the consent of the Gymkhana Authorities and without the order of Govt was irregular and has given rise to the trouble

over.

12/12

SUBJECT.

reported by you in the previous

correspondence, and to state that-

~~You should have used your~~ [illegible] should have

direction ~~in the matter letter~~ =

List of enclosures,

Copied by

Examined by

GPB—25,000—4-3-13

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,
( )
, *the* 191 .

Section G.M.
File No.
Serial No.

D. O.
No. Pol. 930

Date of issue 17th Feb 1920

Signed by Mr. C.S.B. Dyer

To
Major
Dear ~~Sir~~, Plowden

I am desired to invite your kind attention to ~~reference~~ my D.O. letter No. Pol 532 dated 5th December 1918 and the subsequent correspondence reminders ending with Pol. O. 331 dated 17th September 1919 regarding the Tennis Courts in the Cubbon Park hitherto used by the Bangalore Gymkhana Club and to request you to be so good as to let me know for the information of the Durbar whether any decision

over.

has been arrived at with the
Club authorities.

As the matter is pending for a long
~~time a line in reply will oblige~~ time, I request you to kindly favour me with a reply as early as convenient

Yours Sincerely

The first chat: to the Resident

List of enclosure

Copied by

Examined by

WD 86—GPB—60,000—15-11 16

DIARY NO. 18950.

Fm-150-19-7

E—1 Please put with papers

D.O.No. 3979

Bangalore dated 4th May 1920.

KYSORE SECRETARIAT ENTRY,
IV
MINOR Depts
5 MAY 1920

Hon'ble Mr. Balasundaram Iyer

I am desired to invite a reference to the correspondence ending with your D.O. letter No. Pol. 930, dated the 17th February 1920, regarding the tennis courts in the Cubbon Park used by the Bangalore Gymkhana Club. I am now to forward, for information a copy of my D.O. letter No. 3978, dated the 4th May 1920, to the Honorary Secretary of the Gymkhana Club.

for Secretary

C.S. Balasundaram Iyer, Esq.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

D. O. No. 3978.

MYSORE RESIDENCY,
Bangalore dated the 14th ~~April~~ May 192(

Dear Sir,

I am desired to acknowledge the receipt of your letter No. G/20/53, dated the 8th April 1920, regarding the tennis courts in the Cubbon Park

2. I am to say that Mr. Barton, after considering carefully the previous correspondence relating to these tennis courts, is of the opinion that the questions involved are a matter for settlement between the Gymkhana Club authorities and the Mysore Durbar and do not call for his interference. It is suggested, however, that a settlement of the question acceptable to both parties might be facilitated by a conference between representatives of the Gymkhana and the Chief Secretary to the Mysore Government or other officer or officials selected by the Durbar.

Captain F. Urquhart,
Honorary Secretary,
Bangalore Gymkhana Club
Bangalore.

Sincerely yours.
Sd J. J. Tasker
for Major Howden

clean copy

G.S. 26]

G. M. File No. 1519
Serial No. 8

Diary No. of letter replied to 18950

No. G. 5417

General and Revenue Secretariat
( )
, *the* 19 .

Date of issue 7.9

Signed by A.W. C.S.B

To

Dear Sir,

Please see mr. T. J. Jaskes D. O. letter No 3978 of the 4th may 1920, to Captain Engelhart, suggesting the desirability of settling certain questions relating to the Gymkhana Tennis Courts by a Conference of the representatives of the Gymkhana & an officer of the Durbar. May I request you to be so good as to let me know when it will be convenient to you or any other representative of the Gymkhana to meet me in the Public Offices in this Connection? A line in reply will oblige.

Yours sincerely
Fair Aff)
C.S.B.
14/8/20 Secy.

SUBJECT

by 14/8/20

Major Kendall.
Honorary Secretary,
Bangalore Gymkhana Club
Brenton Road Bangalore Cn.

Capt. Engelhart

9586

BANGALORE GYMKHANA CLUB

Please make all Cheques payable to the Hon. Treasurer.

All correspondence to be addressed to the Hon. Secretary.

BANGALORE

DIARY NO. 1920.

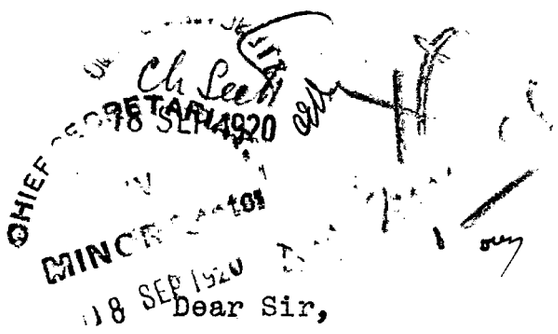
4070

19 -19

Section: Gen.

File No: 150-19

Serial No: 9



Dear Sir,

With reference to your letter dated 7th ~~September~~ [illegible]

1920 D.O.NoG 5417/G M.

I am directed to inform you that the Committee of this Club have nominated two Members to attend a conference of representatives of the Durbar and the Club.

I shall thefore be obliged if you will now fix the time, date, and place for the Conference to meet.

yours faithfully,

F. Wark Capt:R.H.A.

Hon: Secretary.

2 DCI

G.7633 &/6:10.20

fm. 150-19-10

Dear Sir

~~Many thanks~~ for Your

letter of the 7th ultimo.

I shall be glad to meet the

~~A meeting of the~~

representatives of the

~~Dunbar and the~~ Club

~~will be held~~ near the

Gymkhana, Jennings Courts, (Cubbon Park) on

Saturday

the 13th Nov. at 9 A.M.

I trust this will suit

your ~~the~~ convenience.

~~Your Representatives~~

Yours Sincerely.

CBR

Signed by Mr. C.S.B.

Major Newall.

R.

G. 7634 fm: 750-19-11

6/10/20

Dear Mr. Kruimbiegel,

Signed by Mr. C.S.B.

A meeting of the representatives of the ~~Dutb~~ Durban and the Gym Khana Club is arranged to be held near the Gymkhana Courts on ~~the~~ Saturday the 13th Nov. at 9 A.M. for settling certain questions relating to the Gymkhana Tennis Courts

I shall be glad if you will kindly make it convenient to attend

Yours sincerely

CSB

Enc

H. N. Kruimbiegel Esq.

G 14245

150 G.

General and Revenue Secretariat,
Bangalore, 21st January '21.

Dear Mr. Krumbiegal,

I met Mr. Plumer about the tennis courts in Cubbon Park and had a talk with him today. He agrees that the Gymkhana have no right to any compensation for the site or for making the --- courts and should hand them over to Durbar, and he suggests that the buildings and other material might be taken over by the Durbar at a reasonable valuation. I have promised to consult you and let him know about this. I shall feel obliged if you will kindly inspect the several buildings and let me know which of them we might make use of and which other materials we might take over, and at what price. Mr. Plumer said that the annual meeting of the Gymkhana would take place some time next month and that this matter might be decided then. As the information I have asked for will be necessary for that meeting, I shall be glad if you will kindly send in your report as early as practicable.

Yours sincerely,

G.H. Krumbiegal, Esq., F.R.H.S.,

(Draft.) Approved by the Chief Secy & issued under his signature

21.1.21

No. 1828

Ex. 2

No: 8857

TEL. ADDRESS: "HORTI. BANGALORE."

19 -19

Section: Lm. 150 78 1169

File No:

No:

OFFICE OF THE ECONOMIC BOTANIST WITH THE GOVT. OF MYSORE,
GOVERNMENT BOTANIC GARDENS, LAL-BAGH,
BANGALORE (INDIA.)

G. H. KRUMBIEGEL, F.R.H.S.,
ECONOMIC BOTANIST.

Dated 23rd February 1921.

Dear Sir,

As requested in Mr.Balasundaram Iyer's letter No.C.14245/ G.M. dated 21st ultimo, I am now enclosing a plan showing the proposed treatment of the present Tennis Courts and also a statement showing the value of remaining masonry and of other materials which may be used in the relaying of the grounds. This value amounts to Rs.2,187-8-7 and I think a round sum of Rs.2,000/- may be offered.

It will be seen the Pavilion is retained as a general shelter, the Ficus avenue is given its full width. Five of the tennis courts are to be realigned and kept for the public and the area between the remaining courts and the Ficus Avenue will be properly laid out. The irregular wall at the North end of the remaining courts will be replaced by a wire trellis screen with creepers. I request the favour of your returning Mr.Iyer's plan when done with.

Yours sincerely,

G. H. Krumbiegel

To

K. Mattman, Esq., B.A.,

Chief Secretary to the Govt. of H.H.

the Maharaja of Mysore,

Bangalore.

G.V.23

Valuation statement of Buildin s, etc., on the Gymkhana Tennis Courts grounds in the Cubbon Park, Bangalore.

--:0:--

No.	Items	Quantity	Per.	Rate.	Amount.
	I. COMPOUND WALL.				
1.	Wall to be retained	424	R.ft.	2 0 0	848 0 0
2.	Wall to be demolished	809	"	The cost of demolishing.etc. will cover the cost of material we get.	
	II. MATERIALS OF CLOAKROOM.				
1.	Doors and windows.	176	Sq.ft.	0 10 0	110 0 0
2.	Woodwork (Teak)	120	C.ft.	2 0 0	240 0 0
3.	Roofing	10.00	Sqr.	16 0 0	160 0 0
4.	Flooring	5.50	"	10 0 0	55 0 0
5.	Stone pillars	7	each.	2 0 0	14 0 0
6.	Beam(Wooden)	L.	S.		1 0 0
					580 0 0
	III. M.S.M. RAIL.	155	R.ft.	0 8 0	77 8 0
	IV. PAVILION.				
1.	Teakwood	72	Cft.	2 12 0	198 0 0
2.	Roof	11.50	Sqr.	20 0 0	230 0 0
3.	Walls, pillars, etc.	1538	Cft.	0 2 0	192 8 0
4.	Stone slab parapet	80	Sq.ft.	0 4 0	20 0 0
					640 8 0
	V. WIRENET WITH TEACKWOOD/ POSTS.	825	"	0 0 5	21 8 7
	VI. STONE PILLARS FIXED IN THE GROUND.	20	each	1 0 0	20 0 0
				Grand Total.	Rs. 2187 8 7

Superintendent.

CHIEF SECRETARIAT
III
16 AUG 1921
MILITARY AND
MISCELLANEOUS

From The Secretary,
Bangalore Gymkhana Club,
Bangalore.

15th August 1921

DIARY NO: 634

To the Chief Secretary,
To the Government of Mysore.

Dear Sir,

With reference to your D.O. M 470 dated the 27/7/21 asking for a reply to your G/24791/G.M. dated the 21/6/21 referring us to your G/21033/G.M. dated 9/5/21, I regret the delay in answering your last quoted letter.

Our Committee meet on Thursday morning next the 18th inst. and if you will inform me as to whether you desire these lands to be placed at the disposal of the Durbar the matter will be brought up for consideration.

It is understood of course that you are willing to compensate the Gymkhana for the permanent structures which they have erected in accordance with your memorandum of terms.

We are prepared to discusss a settlement in accordance with the suggestion contained in the Hon. the Resident's letter dated the 23/4/20 and to submit our estimate of Rs 11418 claimed by us as compensation for the various Cubborn Park Tennis Court erections, to arbitration.

An early reply will greatly oblige .

Yours faithfully,

J. Lynch Capt
(Secy.)

Gen 150-19 Gen. 13

To M. 765

Captain J. Lynch

Secretary, Bangalore Gymkhana Club,

Bangalore.

Dear Sir,

Thanks for your letter of ~~yesterday~~ the 15th inst regarding the question of the Tennis Courts in Cubbon Park which has formed the subject of correspondence for some time past.

2. It is ~~certainly~~ the desire of the Durbar to resume possession of ~~the lands in question after compensating the~~ Gymkhana for the permanent structures erected thereon. The Durbar have already got a valuation made of these structures and according to the estimate made by one of their experts, it is considered that a sum of --- Rs. 2,000/- is a fair ~~valuation for the same~~ as against Rs. 11,418/- ~~now claimed by you~~ mentioned in your letter. The question might, as already ~~intimated~~ suggested in previous communications, be --- further discussed between the representatives of the Gymkhana and the Durbar ~~at as early a date as possible if you prefer it the valuation should be submitted to Arbitration~~.

3. In view of the forthcoming visit of H.R.H the Prince of Wales to Bangalore the Durbar ~~consider it desirable to take immediate steps for effecting~~ desire to put in hand as early as possible the certain improvements proposed to be effected in ~~to that~~ part of the Cubbon Park ~~where the Tennis Courts are situated~~ and would esteem it a favour if the Gymkhana Club will assist them to reach ~~they therefore consider it imperative to have the question under correspondence~~ an early decision of this long pending question ~~decided as early as possible~~.

Signed by me 16.8.21

allowing the Gymkhana to remove such the Tennis Courts, Equipment as can be removed. The Durbar are will however be prepared to take over at a valuation the structures and materials that they can use in connection with the contemplated improvements of that part of the Park.

A copy of the statement showing particulars of such structures and materials and of their valuation has been estimated value is enclosed for your information. The valuation comes to Rs 2187

As I understand from your letter dated
of the Gymkhana Club
I hope to see you before
I leave this week
Yours faithfully
[illegible]
Dec 16/87

Fair Off.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to——————

General and Revenue Secretariat
( )
, *the* *191* .

Date of issue——————

Signed by——————

Section

File No.

Serial No

No. 71

To

Captain J. Lynch,

Secretary, Bangalore Gymkhana Club,

Bangalore.

Dear Sir,

Thanks for your letter of the 15th instant regarding the question of the -- Tennis Courts in Cubbon Park which has formed the subject of correspondence for some time past.

It is the desire of the Durbar to resume possession of the tennis courts allowing the gymkhana to remove such of

over. the

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.)

letter that the committee of the Gymkhana Club meets on Thrusday the 18th instant, I hope to hear from you before the close of this week.

Yours faithfully;

Itld/- Km.

Offg. Chief Secretary to Govt.

K.M.R.-18/8.

GPS—12,000—15-2-13.

DIARY NO: 663/M

BANGALORE GYMKHANA CLUB

Fin 150-19

BANGALORE

14.

Please make all Cheques payable to the Hon. Treasurer.

All correspondence to be addressed to the Hon. Secretary.

18th August 1918 21/-

Capt. J.Lynch (late R.A.)

To the Chief Secretary,
The Government of Mysore.

Dear Sir,

submit with a/p 19/8

I thank you for your letter of the 17th inst. We are desirous of meeting your views with regard to the Cubborn Park Tennis Courts, and as arbitration is a very slow process, we are willing to accept from you as compensation for the various Cubborn Park Tennis Court erections the sum of 5000 Rs (five thousand)

In view of your representation as to the forthcoming visit of H.R.H. the Prince of Wales to Bangalore and the purpose for which you desire to acquire the Tennis Courts, we are anxious to facilitate a settlement.

Yours faithfully,

J. Lynch (Secy.)

CHIEF SECRETARIAT
III
19 AUG 1921
MISCELLANEOUS

R. S. VI—G/32]

SUBJECT Gymkhana Tennis Courts

Diary No. of letter replied to 663

Section file

File No. 150-G

Serial No. 151

General and Revenue Secretariat

( )

the 191

No. M 809

Date of issue 18/8/21

To

Capt. J. Lynch (Cale R.A.)

Sec, Bangalore Gymkhana Club.

Signed by [illegible]

Sir

With reference to your letter dt. 18th Augt 1921, stating that the Gymkhana club are willing to accept Rs 5000 [illegible] for the Cubbon Park tennis courts, I am directed to state that as already communicated to you the valuation of the pavilion structures & materials [illegible]

over.

which would be repd to the Dunbar is estimated at Rs 2187 only
My report to Government to be the amount

The claim put forward by ~~upon~~ appears exorbitant.

Rs 2,187. Under ~~ordinary circumstances~~ the Dunbar would be willing to offer this amount as compensation for the restoration of the land in question. But in view of the urgency of improvements to be effected in the locality - and in order to facilitate a very early settlement of this long pending question, and with a view to avoid recourse to arbitration, the Dunbar would be willing to pay a sum of Rs 3000/-, thus avoiding a reference to an arbitration, which would be a slow process as stated by you. This offer, which appears to be a reasonable one, may kindly be placed before the Committee of the Club and their decision arrived at ~~may be~~ communicated at a very early date.

I have etc,

The Dunbar ~~will feel obliged~~ hear from the Committee of the Gymkhana will kindly inform them whether they will be prepared to accept this offer at an early date.

List of enclosures.

1. Letter to take early steps for effecting the necessary improvements

Copied by

Examined by

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

244

GENERAL AND REVENUE SECRETARIAT,

No. Ju 909 / Ejn 150-19-15

Dated, Bangalore, 29 Aug *192 1*

From K. Matthan, Esquire B.A.,
~~C.S. BALASUNDARAM IYER, Esq., B.A.~~
Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

Capt. J. Lynch (late R.A.),

Secretary, Bangalore Gymkhana Club.

Sir,

With reference to your letter of the 18th August 1921 stating that the Gymkhana Club are willing to accept Rs. 5,000/- as compensation for the Cubbon Park tennis courts, I am directed to state that as the valuation of the structures and materials which would be useful to the Durbar, is estimated at Rs. 2,187/- only, they regret they cannot agree to pay the amount of Rs. 5000/- suggested by you. But having regard to the urgency of the improvements to be effected in the locality and in order to facilitate a very early settlement of this long-pending question, and with a view to avoid recourse to arbitration, the Durbar would be willing to pay the Gymkhana a sum of Rs. 3,000/-. The Durbar trust that the Gymkhana Committee will accept this as a reasonable one.

I have the honor to be,

Sir,

Your most obedient servant,

Dcs

for Chief Secretary to Government.

R. S. VI—G/32]

09165

BANGALORE GYMKHANA CLUB

Please make all Cheques payable to the Hon. Treasurer.
All correspondence to be addressed to the Hon. Secretary.

9th September 1921

GEN & REV. SEC
10 SEP 1921

CHIEF SECRETARIAT
III
12 SEP 1921
MILITARY AND MISCELLANEOUS

The Chief Secretary
Mysore Government.

Sir M.999

With reference to your No.G.M.150-19-15.dated 29th August 1921.

I am sorry the Durbar cannot agree to the terms suggested by us :- Rs.5000/-,as compensation for the Cubban Park Tennis Courts erections but,we note that the Durbar ~~are~~ is agreeable to pay us Rs.3000/-,The whole question was discussed thoroughly at a Special General Committee Meeting of the Gymkhana Club,and we feel sure the Durbar will recognise that considering the very big difference between our respective estimates, (Rs 9231/-) our offer affords the oppertunity of a speedy & reasonable settlement,and was only agreed to because of a most friendly consideration of the circumstances & a desire to expedite a settlement.There is no reason however why the difference between the two estimates (Rs9231/- should not be referred to arbritration; Whilst pending a decision,the Courts could be handed over tp you,subject to you agreeing to abide by the award.This will allow you to go on with your improvement scheme. The decision of the Gymkhana Committee was to accept Rs5000/-.(the lowest sum mentioned at the meeting) or to abide by the award of an Arbitration to be mutially agreed upon.We suggest that Sir Leslie Miller be asked to adjudicate,& if this meets your views,we will forward the necessary papers & correspondence to him provided he ~~is~~ willing to act.

Yours faithfully
J. Lynch Capt (Late R H A)
Secretary Bangalore Gymkhana Club

Excell- Rs 5000/- as compensation
for the courts & buildings, whereas
Govt offered Rs 3000/-; to effect-
a speedy settlement of the question
in view of the improvements to
be effected in that locality
in connection with the visit
of H.R.H. the Prince of Wales to
Bangalore.

The Secy of the
Club has now informed Govt that the
Gymkhana Committee agree to accept Rs 5000 as the lowest sum, or
to abide by the award of an
arbitrator to be mutually
agreed upon and his suggestion that you may be requested to
name for adjudication. in the matter.

List of enclosures.

I am desired to request
you to kindly intimate whether
you are willing to arbitrate arbiter
in the matter.

Yours Sincerely

Copied by

Examined by

Secy to Govt

19/9.

17 9.11

DIARY NO: 1057

CHIEF SECRETARY'S OFFICE Fm. 150-19-18

III

22 SEP 1921

MILITARY AND MISCELLANEOUS

Today: 22.9.21

Dear

Your letter of 20th inst

I am going to Ootacamund for a week from Sunday next, & again for the Dasara holidays - if I can deal with the Gymkhana Club case in the interval between the 3rd & 9th of October. I shall be glad to do what I can to settle the question - If it cannot be made then I am afraid it will have to wait till after the Dasara holidays, if I am to deal with it - I am not a member of the

Gn 1563 dt 28.9.1921 3.0.25-

Jom 150-19-19

To

The Secretary,

Gymkhana Club, Bangalore.

Dear Sir,

With reference to your letter of the 9th September 1921 regarding the amount of compensation to be paid for the tennis courts in the Cubbon Park, I am desired to inform you that Govt. have accepted your suggestion to refer the question to arbitration, and that Sir Leslie Miller has kindly -- ~~agreed~~ Consented to act as arbitrator in the matter. He has proposed to deal with the question between the 3rd and 9th of October 1921. I am to request that the papers connected with the case which you may wish to place before the arbitration may kindly be forwarded to Sir Leslie Miller at once.

In the meanwhile, I am desired to request you to be so good as to hand over the buildings, courts etc., in the possession of the Club to Mr. G. H. Krumbiegel, Superintendent, Government Gardens, who has been requested to meet you for the purpose, by consultation.

Yours Faithfully,

Signed by
Sd/ B. Ramaswamaiya -

Fin. Dept.

General Secretary to Government.

3 Offs

M. 1564 B/

fm 150-19-20.

D.O.No. M-1564/fm 150-19-20.

To

Sir Leslie C.Miller, Kt

Dear Sir,

In thanking you for accepting to act as arbitrator in the matter of compensation to be paid to the Gymkhana Club for resuming the tennis courts and buildings in the Cubbon Park, I am desired to state that you may, as proposed, deal with the question according to your convenience, viz., between the 3rd and 9th October next.

Signed by Hon. B.R.

The Secretary of the Gymkhana Club has been informed of this and requested to forward the necessary papers of the Club to you.

The entire file of papers of this office containing references, notes and precis on the point is forwarded to you for reference and return when done with, along with your finding in the case. A copy of the finding may be furnished to the Secretary of the Gymkhana Club.

As per list appended.

Yours sincerely

Fair Offl

for General Secretary to Govt.

KNN

D. O. No. M. 1565/Jm. 150-19-21.

To G. H.
Krumbiegel, Esq.,
Supdt. Govt. Gardens.

Jm. 150-19-21

Signed by
Mr B-R-

Dear Sir,

I am desired to inform you that the Secretary of the Gymkhana Club has, to-day, been requested to hand over to you the tennis courts, buildings &c, in the Cubbon Park now in the possession of the Club and to request you to kindly meet him, by consultation, and take over possession of the properties and report the fact to Govt.

Yours Sincerely,

General Secretary to Govt.

Fin 150-69. Rev 22.

Chief Court of Mysore,

Bangalore, 19th October 1921.

Dear Sir,

I return herewith the file of papers sent to me with your D.O. of the 28th September 1921 and with my decision in the matter referred to me for adjudication. I have sent a copy of the decision to the Secretary of the Gymkhana Club.

Yours Sincerely,

Chief Judge

To--

B. Ramaswamaiya, Esq., B.A., B.L.,

General Secretary to the Government

of H. H. the Maharaja of Mysore,

B A N G A L O R E.

I have been asked to fix the sum properly payable by the Government of Mysore to the Bangalore Gymkhana Club on taking over from the Club the Tennis Courts and appurtenant buildings in the Cubbon Park.

2. The site was granted by the Chief Commissioner Sir J. Gordon in 1877 for an indefinite period and -- apparently certain tennis courts were laid out upon it and constructed by prison labour. The only evidence on the point is a letter from Major Anderson to Major Maltby (the Gymkhana Secretary) in June 1885, but that is accepted by both sides.

3. The grant was made expressly for tennis -- courts to be maintained by the Gymkhana Committee and I think it must be taken that the buildings now upon the land are necessary and suitable for the purpose of the grant and were impliedly at any rate in the contemplation of both parties at the time it was made. The reasonable expectation of the Gymkhana Club at the time was no doubt that they would hold the land as long as they wanted it for the purpose for which it was granted: Major Anderson's letter shows that it was at the instance of the Chief Commissioner that the Courts were located in their present position; Sir J. Gordon proposed to the Committee that if they would transfer their play to the Cubbon Park he would give the ground and make the Courts. Now there is no evidence before me of the reason which induced -- this offer, or of the place from which the transfer of the play was to be made, but it seems quite possible that if we had evidence, we should find that the

[illegible] give up some place which for [illegible] the Chief Commissioner wanted, in return for the present grant. That is of course merely a [illegible] ire, and it is not possible to say or even plausibly to guess, what rights the Committee had in their former ground, or what was the nature of the consideration for which the Chief Commissioner granted the present site. Nothing is put before me to show that the Union stipulated for a right to [illegible] the present site at the pleasure of the Government or that the grant was beyond his powers, and therefore revocable on general principles by his successors.

4. The Gymkhana Club now are willing to [illegible] the Government or the Government and so considerations of rights are of minor importance, but, so far as I can [illegible] to whom the grant was made it [illegible] to expect that they would be able to hold the grounds for the purpose for which they were granted at least so long as they required them for that purpose. The only restriction I can fairly find on the evidence, is inability to transfer the land to any one else, and that I infer only from the fact that the grant was to the Club for the purposes of their 'play'.

5. I do not find any evidence in the correspondence in writing that the Club has abandoned [illegible] having any use to them. Mr. Plumer thinks that I believe President of the Gymkhana Club, [illegible] to have told a representative of the Government.

that the Club was willing to give them up as they were not then being used, but that is not abandonment, and the right to retain the courts for use is a right which must have a value and that right I think still remains in the Club.

6. These considerations lead to the conclusion that the Government may fairly be asked to pay the value of the buildings (i.e. their value to the Gymkhana) and something for disturbance of possession. The Club in the absence of a clear proof of title do not demand anything for the land or the court surfaces.

7. The estimate or valuation statement prepared for the Government by the Superintendent of Government Gardens is only an estimate of the value of such of the materials as are wanted by the Government: and on the other hand the statement prepared for the Gymkhana Club is an estimate of the cost of replacing the buildings by new ones in 1920. The former amounts to 2,187 rupees and the latter to 11,800 rupees in round figures. In my opinion neither is admissible as a basis of valuation. The Government should take over and pay for all the buildings as they stand not only such portion as they may require for their own use, and the Gymkhana Club cannot claim as compensation for buildings more than their present value excluding site value. It has to be remembered that the --

Club

Club cannot transfer them to any one else and really it comes to this that they can claim only the value of materials as they stand in the buildings. It is on this view that the Government estimate is in part based and that is so far right, but the Government must take all the property and not only so much as they propose to leave standing for their own purposes.

6. The Superintendent of Government Gardens who appeared before me to represent the Government also, agreed after some comparison of rates and quantities as found in the two estimates, that 4,000 rupees would be a reasonable sum to award for the buildings on the view I take of the Government's obligations. And this sum was agreed to by Col.Standage, Col. Corner and Col. P.A.Barton who appeared as representatives of the Committee of the Gymkhana Club. I therefore award 4,000 rupees to be paid as compensation for the buildings.

9. As regards compensation for disturbance the representatives of the Gymkhana Club suggested 1,000 rupees. And that may not be unreasonable, seeing that the term of occupation is not fixed by the grant, but any accurate valuation is difficult. It depends on many circumstances, and indeed it was not pretended that the suggested amount is supported by any precise data. I think a reasonable award will be the amount which the Government would have to pay if the property were being acquired under their powers of compulsory acquisition. And that would be 15 per cent on the -

value

value of the property acquired. That amounts to 600 rupees.

I award in all 4,600 rupees to be paid by the Government to the Gymkhana Club.

Lester Stallen

8th October 1921.

No.....

DIARY NO: 1402

TELEGRAPHIC ADDRESS "HORTI. BANGALORE."

19 -19

Section: P&R.

P. O. 150-19

23

OFFICE OF THE ECONOMIC BOTANIST WITH THE GOVT. OF MYSORE,
GOVERNMENT BOTANIC GARDENS, LAL-BAGH,
BANGALORE (INDIA.)

G. H. KRUMBIEGEL, F.R.H.S.,
ECONOMIC BOTANIST.

Dated 26 October 1921

CHIEF SECRETARIAT
27 OCT 1921
SECRETARIAT

Dear Mr. Ramaswamiah,

As directed in your Office letter No.M.1565/G.F. 150-19-21 dated 28 th ultimo, I beg to state that Tennis Courts buildings, etc., were taken over charge from the Secretary of the Gymkhana Club on the 29th ultimo. The report of receiving and handing over charge of the same is herein enclosed for your information.

As regards the result of my interview with Sir Leslie Miller on the 7th instant, I beg to state that I have made it clear to Sir Leslie Miller and the Members of the Gymkhana that my estimate of R.2187-8-7 for the structure on materials to be retained or R.3805-8-7.... if including the portion of the Boundary wall which is to be pulled down is correct representing the present value of the structures as against theirs R.11,000/- which is for new work. I only conceded to a small increase in the rate for iron rails.

Yours sincerely,

G. H. Krumbiegel

G.V.24.

REPORT.

Handed over charge of the Gymkhana Tennis Courts in Cubbon Park with structures, etc. on the grounds to Mr. G.H.Krumbiegel, Superintendent, Government Gardens, Lal-Bag Bangalore, on Thursday the 29th September 1921.

J. Lynch. Capt R.H.A. (Rtd)

General Secretary,

Gymkhana Club, Bangalore.

Received charge of the Gymkhana Tennis Courts in -- Cubbon Park with structures, etc. on the grounds from -- Mr.Lynch, General Secretary of the Gymkhana Club on --- Thursday the 29th September 1921.

G H Krumbiegel

Superintendent,

Government Gardens.

No 207 of 21.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read:--

G.O. No. G. 10020-4/G.M.181-14-7 dated 18th March 1915, sanctioning certain items of work for the improvement of the Cubbon Park, one of them being improvements to the tennis courts and surrounding grounds in the enjoyment of the Gymkhana Club.

2. Correspondence ending with letter dated the 9th September 1921 from the Secretary of the Gymkhana Club, stating that the sum of Rs. 3,000/- offered by Government as compensation for the tennis courts, buildings and materials thereon was not adequate and that the Gymkhana Club would either accept Rs. 5,000/- as the lowest sum or abide by the award of an arbitrator to be mutually agreed upon and proposing that pending decision in the matter the tennis courts etc., would be handed over to Govt. in view of the urgent improvements to be effected in that locality.

3. Correspondence ending with letter dated the 19th October 1921 from Sir Leslie Miller forwarding his decision in the matter awarding a sum of Rs. 4,000/- to be paid to the Club as compensation for the buildings and Rs. 600/- as compensation for disturbance of possession.

4. Letter No. 933 dated 26th October

4. Govt. are pleased to convey their thanks to Sir Leslie Creery Miller for having acted as Arbitrator in this matter.

16/12/21

Genl. Secy to Govt.

To

28/10/21

The Supdt. Govt. Gardens.

The Comptroller through Finl Sect.

Sir Leslie C. Miller, Chief Judge

The Secy. Gymkhana Club

Fdy Offc

G.Dn.150-19-33

PROCEEDINGS OF THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read.-

G.O. No. M.2895-8/G.M.150-19-24 -- dated the 5th January 1922, sanctioning the payment of Rs. 4600/- to the Gymkhana Club as compensation and in full discharge of the claims made by the Club -- for the tennis courts and buildings in the Cubbon Park, Bangalore.

2. Correspondence ending with letter No. 6810/1230.T.A.D.B. dated the 25th January 1922 from the Comptroller to Government intimating that payment of Rs. 4600/- has been authorised in favour of the Honorary Treasurer, Bangalore Gymkhana Club, debiting the charge provisionally to "27. Agri. 2 Botanical and other Gardens, (iii) Parks and Miror Gardens - Improvements and other charges" in the current year's budget and requesting that the specific source in the current year's budget from which the cost has to be met may be communicated to him early.

Order No. M.3790-18 M.G.150-19-33

Dated Bangalore, 25th Feby. 1922.

Government are pleased to sanction an additional grant of Rs. 46[illegible]/- to the Gardens Department as a special